

10-103-0
526 Rec'd PTO 30 SEP 2008

FIM (PTO-13) (Modified) FEB 2001 (1998)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY DOCKET NUMBER	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				DALHO1270-2	
INTERNATIONAL APPLICATION NO. PCT/US99/07546		INTERNATIONAL FILING DATE 06 April 1999		U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 09/647661	
TITLE OF INVENTION A NOVEL NITROREDUCTASE AND THERAPEUTIC USES THEREFOR				PRIORITY DATE CLAIMED 06 April 1998	
APPLICANT(S) FOR DO/EO/US AVERY GOODWIN; PAUL S. HOFFMAN					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
1.	<input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.				
2.	<input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.				
3.	<input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).				
4.	<input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.				
5.	<input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2)) a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been transmitted by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).				
6.	<input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).				
7.	<input type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).				
8.	<input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made.				
9.	<input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).				
10.	<input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).				
11.	<input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).				
12.	<input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).				
Items 13 to 20 below concern document(s) or information included:					
13.	<input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.				
14.	<input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.				
15.	<input type="checkbox"/> A FIRST preliminary amendment.				
16.	<input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.				
17.	<input type="checkbox"/> A substitute specification.				
18.	<input type="checkbox"/> A change of power of attorney and/or address letter.				
19.	<input checked="" type="checkbox"/> Certificate of Mailing by Express Mail				
20.	<input checked="" type="checkbox"/> Other items or information:				
Postcard					

U.S. APPLICATION NO. (IF KNOWN) SEE 37 CFR 1.492(e)

097647661

INTERNATIONAL APPLICATION NO.
PCT/US99/07546ATTORNEY'S DOCKET NUMBER
DALHO1270-2

21. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2) paid to USPTO and International Search Report not prepared by the EPO or JPO	\$970.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO	\$840.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$690.00
<input checked="" type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)	\$670.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)	\$96.00

CALCULATIONS PTO USE ONLY**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$670.00

Surcharge of \$130.00 for furnishing the oath or declaration later than
months from the earliest claimed priority date (37 CFR 1.492 (e)). 20 30

\$130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	37 - 20 =	17	x \$18.00	\$306.00
Independent claims	5 - 3 =	2	x \$78.00	\$156.00
Multiple Dependent Claims (check if applicable).			<input type="checkbox"/>	\$0.00

TOTAL OF ABOVE CALCULATIONS =

\$1,262.00

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement
must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).

\$631.00

SUBTOTAL =

\$631.00

Processing fee of \$130.00 for furnishing the English translation later than
months from the earliest claimed priority date (37 CFR 1.492 (f)). 20 30

+

\$0.00

TOTAL NATIONAL FEE =

\$631.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).

\$0.00

TOTAL FEES ENCLOSED =

\$631.00

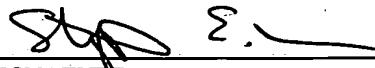
Amount to be: refunded	\$
charged	\$

- A check in the amount of \$631.00 to cover the above fees is enclosed.
- Please charge my Deposit Account No. in the amount of to cover the above fees.
A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-1895 A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Stephen E. Reiter
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive
Suite 1600
San Diego, CA 92121-2189



SIGNATURE

Stephen E. Reiter

NAME

31,192

REGISTRATION NUMBER

September 29, 2000

DATE

09/647661

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**DOCUMENT: U.S. National Phase Application
DOCKET NO.: DALHO1270-2
SERIAL NO.: PCT/US99/07546**

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER EL 617038085 US

DATE OF DEPOSIT 29 September 2000

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231, BOX PCT.

Mikhail Bayley
(Typed or Printed Name of Person Mailing Papers)

Signature

